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Ltd.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ATS Automation Tooling Systems, Inc. and
Thermal Form & Function, LLC,

Plaintiffs,

v.

Foxconn Electronics, Inc., Foxconn
Technology Co., Ltd., Hon Hai Precision
Industry Co. Ltd., and DOES 2 through 10

Defendants.

Case No. C03-2648 PJH

**STIPULATED REQUEST FOR
MODIFICATION OF SCHEDULING ORDER
AND [PROPOSED] ORDER**

Pursuant to Civil L.R. 6-2 and 7-11, the plaintiffs, ATS Automation Tooling Systems, Inc. and Thermal Form & Function, LLC (collectively, the "Plaintiffs") and the defendants Foxconn Electronics, Inc., Foxconn Technology Co., Ltd. and Hon Hai Precision Industry Co., Ltd. (collectively, the "Defendants") submit this Stipulated Request for Modification of Scheduling Order, seeking to extend (a) the deadline for Meet and Confer for Pretrial Conference

and (b) the time for filing Joint Pretrial Statement. Specifically, the parties propose that the July 6, 2004 Scheduling Order be modified as follows:

	<u>Current Schedule</u>	<u>Proposed Schedule</u>
Meet and Confer for Pretrial Conference – Deadline	May 27, 2005	July 8, 2005
Joint Pretrial Statement	June 8, 2005	July 19, 2005

Pursuant to L.R. 6-2, the reasons for the requested modification are set forth below:

1. Given Court's recent Order re Motions for Summary Judgment and Supplemental Claim Construction and the outstanding expert discovery, the parties have met and conferred and agree that it would be more productive to meet and confer and to file the Joint Pretrial Statement at a later time.

2. The proposed schedule complies with the Court's November 14, 2003 Case Management and Pretrial Order, which requires parties to meet and confer for pretrial conference no less than forty calendar days prior to the pretrial conference and to file a joint pretrial statement no less than thirty calendar days prior to the pretrial conference.

3. The parties have sought five previous extensions of the Scheduling Order.

4. The requested modification will have minimal effect on the schedule of this case. The pretrial conference date and trial date are not affected by this stipulation.

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For the reasons set forth above, the parties respectfully request that the Court order that the July 6, 2004 Scheduling Order be modified as follows:

Proposed Schedule

**Meet and Confer for Pretrial Conference –
Deadline**

July 8, 2005

Joint Pretrial Statement

July 19, 2005

Respectfully submitted,

ATS AUTOMATION TOOLING
SYSTEMS, INC. and THERMAL
FORM & FUNCTION, LLC

FOXCONN ELECTRONICS, INC., HON HAI
PRECISION INDUSTRY CO., LTD., and
FOXCONN TECHNOLOGY CO., LTD.

By their attorneys,

By their attorneys,

/s/ John J. Regan
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Kenneth D. Watnick (No. 150936)

Dated: May 27, 2005

I affirm under penalty of perjury that permission to file the above Stipulated Request for Modification of Scheduling Order has been obtained from John J. Regan, counsel for Plaintiffs ATS Automation Tooling Systems, Inc. and Thermal Form & Function, LLC.

Date: May 27, 2005

By: /s/ Peter J. Wied

PURSUANT TO STIPULATION, IT IS SO ORDERED

6/1/05

Date


United States District Judge